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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/780,273	02/09/2001	Barrie R. Froseth	5390USA	8033
30173	7590	02/02/2009	EXAMINER	
GENERAL MILLS, INC.			THAKUR, VIREN A	
P.O. BOX 1113			ART UNIT	
MINNEAPOLIS, MN 55440			PAPER NUMBER	
			1794	
			MAIL DATE	
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			02/02/2009	
			PAPER	

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
09780273	2/9/2001	FROSETH ET AL.	5390USA

GENERAL MILLS, INC.  
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MINNEAPOLIS, MN 55440

**EXAMINER**

VIREN THAKUR

ART UNIT	PAPER
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1794	20090116
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**Commissioner for Patents**

A new grounds of rejection was made in the Examiner's Answer, mailed December 10, 2008. The new grounds of rejection is as follows:

**NEW GROUND(S) OF REJECTION**

Claims 135, 137-139, 145 and 146 are rejected under 35 U.S.C. 103(a) as being unpatentable over Ezzat (GB 2250266) in view of Katz (US 3851574), Google Groups and Daedkindt et al. (EP 335852), Belleson et al. (US 4751090) GoogleGroups (6/16/1999), GoogleGroups (01/21/2000), GoogleGroups(01/2/2000), GoogleGroups (01/19/2001) and International Food Information Council (IFIC - 1998), for the reasons given with respect to the rejection of claims 128, 134 and 144 above.

Claims 137 and 129 recite wherein the popcorn snack further comprises acesulfame K. These claims are rejected for the reasons given above with respect to claim 134. Claims 135 and 138 only differ from claim 128 in the exclusion of any recitation of a customization of the package by having the consumer select the food ingredient, flavoring, additive and package.

/Steve Weinstein/  
Primary Examiner, Art Unit 1794